

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF EAST KENTUCKY	)	
UTILITIES, INC. FOR ADJUSTMENTS OF RATES	)	
FOR CHANGES IN RULES AND REGULATIONS AND	)	CASE NO. 90-002
APPROVAL OF INDEBTEDNESS PURSUANT TO	)	
KRS 278.300	)	

O R D E R

On January 2, 1990, East Kentucky Utilities, Inc. ("East Kentucky") filed an application seeking: 1) approval of a proposed increase in rates for gas service; 2) approval of proposed changes in the rules and regulations applicable to customer service; and 3) authorization to issue evidence of indebtedness pursuant to KRS 278.300.

The Commission, based on a review of East Kentucky's application and supporting exhibits, hereby finds that the minimum filing requirements as prescribed by statute and regulation have not been satisfied. The filing deficiencies are as follows:

1. KRS 278.180 requires that at least 30 days notice be given to the Commission of any proposed rate increase whereas East Kentucky's application provides only 13 days notice.
2. A copy of the affidavit of publication of the newspaper notice must be filed pursuant to KRS 424.170(1).
3. 807 KAR 5:001, Sections 6, 10, and 11, require applications to adjust rates and for authority to issue securities to be accompanied by financial exhibits of operations for a 12-month period ending not more than 90 days prior to the date the application was filed. East

Kentucky's Financial exhibits are not in compliance with this requirement.

4. A schedule disclosing the total amount of interest charged to construction has not been filed as required by 807 KAR 5:001, Section 10(2)(a).
5. The application for authority to issue indebtedness was not signed under oath by an executive officer of the utility as required by KRS 278.300(2).

As a result of the aforementioned deficiencies, the Commission is unable to process East Kentucky's application. The time limitations set forth in KRS 278.300(2) for processing of applications to issue indebtedness will not commence to run until East Kentucky has fully complied with all minimum filing requirements. With regard to East Kentucky's proposed rate adjustment, the 30-day notice period established by KRS 278.180(1) will not commence until the rate filing deficiencies noted above are cured.

IT IS THEREFORE ORDERED that:

1. East Kentucky's application shall be held in abeyance until the filing deficiencies noted herein are cured.
2. The time limitation set forth in KRS 278.300(2) and the notice period set forth in KRS 278.180(1) shall not commence until the filing deficiencies are cured.

Done at Frankfort, Kentucky, this 2nd day of February, 1990.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director